



3611

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: MODRZEJEWSKI, et al

Appln. No.: 10/040,955

Filed: December 28, 2001

For: AN APPARATUS AND A METHOD FOR
ADJUSTING FLUID MOVEMENT IN A
VARIABLE DISPLACEMENT PUMP

Attorney Docket No: 10541-821

Examiner: A. LERNER

Art Unit: 3611

Commissioner for Patents
U.S. Patent and Trademark Office
P. O. Box 1450
Alexandria, VA 22313-1450

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GROUP 3600

Sir:

Attached is/are:

 PTO Form 1449 (1 page), Supplemental Information Disclosure Statement (2 pages), and copies of cited patents. Return Receipt Postcard

Fee calculation and payment:

 No additional fee is required. An extension fee in an amount of \$ _____ for a _____-month extension of time under 37 C.F.R. § 1.136(a). A petition or processing fee in an amount of \$ _____ under 37 C.F.R. § 1.17(_____.) An additional filing fee has been calculated as shown below:

				Small Entity		Other Than Small Entity		
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	Rate	Add'l Fee
Total		Minus			x \$9=		x \$18=	
Indep.		Minus			x 43=		x \$86=	
First Presentation of Multiple Dep. Claim					+\$145=		+\$290=	
					Total	\$	Total	\$

Fee calculation and payment:

 A check in the amount of \$ _____ to cover the above-identified fee(s) is enclosed. Please charge Deposit Account No. 06-1500 (VISTEON GLOBAL TECHNOLOGIES, INC.) in the amount of \$ _____. A copy of this Transmittal is enclosed for this purpose. The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 06-1500. A copy of this Transmittal is enclosed for this purpose.

Respectfully submitted,

Date

April 7, 2004

Jon H. Beaupré (Reg. No. 54,729)
Attorney/Agent for Applicant

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: 4/7/04

Name: Jon H. Beaupré

Signature:



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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the duty of disclosure under 37 C.F.R. §1.56, and more particularly in accordance with 37 C.F.R. §1.97(c), Applicant cites the following references (each listed for the Examiner's convenience on the enclosed Form PTO-1449):

No.	Date of Publication	Patentee/Applicant/Assignee
4,183,723	January 15, 1980	Hansen et al.
4,496,288	January 29, 1985	Nakamura et al.
4,601,641	July 22, 1986	Kuroyanagi et al.
4,711,619	December 8, 1987	Sundberg et al.
5,072,650	December 17, 1991	Phillips
5,190,447	March 2, 1993	Schneider
5,217,296	June 8, 1993	Tanner et al.
5,316,450	May 31, 1994	Kast
5,518,380	May 21, 1996	Fujii et al.
5,690,479	November 25, 1997	Lehmann et al.
5,799,562	September 1, 1998	Weinberg

5,980,215	November 9, 1999	Robeller et al.
6,457,916 B2	October 1, 2002	Wienhold
6,470,992 B2	October 29, 2002	Nissen et al.
2002/0182083 A1	December 5, 2002	Nissen et al.

A copy of each listed reference for which a copy is required under 37 C.F.R. §1.98(a)(2) is also enclosed. Applicant respectfully solicits the Examiner's consideration of the listed references and entry thereof into the record of this application.

By submitting this Statement, Applicant is attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

Applicant hereby certifies that no item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated in 37 C.F.R. §1.56(c) more than three months prior to the filing of this Statement. Accordingly, Applicant has calculated no fee to be due in connection with the filing of this Statement. However, the Commissioner is authorized to charge any fee deficiency associated with the filing of this Statement to a deposit account, as authorized in the Transmittal accompanying this Statement.

Respectfully submitted,

April 7, 2004
Date



Jon H. Beaupré (Reg. No. 54,729)
Attorney/Agent for Applicant

Enclosures: Form PTO-1449 (one sheet)
Copies of listed references



APR 1 2 2004

FORM PTO-1449 U.S. PATENT AND TRADEMARK OFFICE	APPLICATION NO. 10/040,955	CASE NO. 10541-821
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE December 28, 2001	ART UNIT 3611
	APPLICANT(S):	Modrzejewski, et al.

REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

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FOREIGN PATENT DOCUMENTS

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EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES NO

EXAMINER _____ **DATE CONSIDERED** _____

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.